



Austin City Council MINUTES

For JULY 11, 1985 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

City Council

Frank C. Cooksey
Mayor

John Treviño, Jr.
Mayor Pro Tem

Council Members
Mark Rose
Smoot Carl-Mitchell
Sally Shipman
George Humphrey
Charles E. Urdy

Jorge Carrasco
City Manager

Elden Aldridge
City Clerk

Memorandum To:

Mayor Cooksey called to order the meeting of the Council, scheduled for 1:00 p.m., noting the presence of all Councilmembers.

MINUTES APPROVED

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, approved minutes of the Regular Meetings of June 20 & 27, 1985 and Special Meeting of June 25, 1985. (6-0 Vote, Councilmember Urdy out of the room.)

BOND SALE

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance approving all matters incident and related to the issuance and sale of \$80,000,000 Public Improvement Bonds, Series 1985, dated July 1, 1985, including the receipt of bid of 8.79101 from Morgan Guaranty, and authorizing issuance of bonds. (7-0 Vote)

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, adopted a resolution approving the form and content of the Official Statement and authorizing the use thereof in the offering of \$80,000,000 Public Improvements Bonds, Series 1985. (7-0 Vote)

CONSENT ORDINANCES

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Rose's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (7-0 Vote)

Operating Budget Amendment

Amended the 1984-85 Operating Budget by appropriating \$165,000 to the Public Works Department's Operating Budget to pay for appraisal services associated with the Southern Pacific and M.K.T. Railroads right-of-way.

CIP

Amended the Conservation Capital Improvements Program Budget by appropriating the following:

- a. Zero Interest Program - \$2,000,000
- b. Interest Buydown - \$1,000,000
- c. Residential Rebates - \$175,000
- d. Commercial Rebates - \$175,000
- e. Conservation Program Evaluation - \$55,000

Item Postponed

Postponed until July 25, 1985 consideration of policy and procedures for acceptance of land dedications with or without improvements and for the naming of public facilities.

Urban Transportation Grants

Designated Capital Metropolitan Transportation Authority as the designated recipient of Urban Mass Transportation Administration grants.

CIP

Declared the necessity for ordering improvements to Shelby Lane, A Special Assignment Project consisting of 1 unit covering approximately 2 blocks, C.I.P. No. 83/62-82.

Council Meeting Cancelled

Approved cancelling the August 29, 1985 City Council Meeting.

LOOP 360 MORATORIUM

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, waived the requirement for three readings and finally passed an ordinance amending the Loop 360 Moratorium Ordinance to exempt properties with frontage on other major highways which have not been designated as scenic arterials, and for which site plans have been approved.

DISTRICT BONDS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, waived the requirement for three readings and finally passed an ordinance approving the Issuance of \$3,900,000 in District Bonds by the South Austin Growth Corrdior Municipal Utility District No. 1. (5-0 Vote, Councilmembers Rose and Urdy out of the room.)

LAND PLAN FOR MAPLE RUN

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed an ordinance amending Ordinance Nos. 830915-K and 840816-S ratifying and approving the amended Land Plan for Maple Run at Austin Municipal Utility District No. 1; Repealing Resolution passed and approved May 2, 1985; and amending Article XII of the "Agreement Concerning creation and operation of Maple Run at Austin Municipal Utility District No. 1." (6-1 Vote, Mayor Cooksey voted No.)

ZONING ORDINANCE POSTPONED

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Rose's second, postponed until July 18, 1985 consideration of amending Chapters 13-2 and 13-2(A) of the Austin City Code (Zoning Ordinance) to cover the following change: (6-1 Vote, Councilmember Humphrey voted No.) Jerry D. Angerman & Jack Gorman, 3423 & 3425 Minnie Street (7701 or 7703 Brodie Lane) From "SF-3" to "LR".

SIGN PERMITS

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed on ordinance establishing interim controls for the issuance of all sign permits (moratorium for 90 days). (5-0 Vote, Councilmembers Rose and Urdy out of the room.)

VILLAGE AT WESTERN OAKS

Council had before them an ordinance to consider approval of a revision to the Village at Western Oaks M.U.D. Land Plan.

After a long discussion, the following motion was made:

Motion

Councilmember Shipman made a motion, seconded by Councilmember Rose to waive the requirement for three readings and finally pass an ordinance approving a revision to the Village at Western Oaks M.U.D. Land Plan, including recommendations of the Parks Board, the Environmental Board, the Water and Wastewater Commission and the Urban Transportation Commission and the following additional recommendations:

- (1) That Dick Nichols Park be screened from adjacent non-residential uses in a manner subject to approval by the Parks and Recreation Department,
- (2) that storm water quality monitoring within the commercial/retail/multi-family area between Beckett and MoPac be funded by the applicant, but that the applicant not be required to pay twice for the same monitoring, and that this condition also be required of the developer of Maple Run MUD,
- (3) that an impervious cover limitation of 65% be placed on commercial/retail areas and that this also be required of Maple Run,
- (4) that the Williamson Creek Ordinance be amended to limit impervious cover and if necessary, amend the Slaughter and Bear Creek Ordinances,
- (5) that retail sites be limited to an FAR of .3 and office to an FAR of .5.

Friendly Amendment

Councilmember Urdy offered a friendly amendment to change the proposed ordinance as follows:

- (2) That improvements to the following intersections be made:
 - (a) Beckett at Davis
 - (b) Escarpment at Davis
 - ~~(c) Escarpment at Slaughter~~
 - (f) Office Collector at Slaughter
 - ~~(e) Beckett at Gonviet Hill~~
 - ~~(f) MOPAC surface road at Slaughter~~
 - (g) Beckett at Office Collector
- (3) ~~That the office and retail areas as shown on the land use plan be subject to an impervious cover limitation of 65%.~~
- (5) That two water quality monitoring stations be installed and maintained, at the sole expense of NPC, or its successors or assigns, subject to staff approval of design and locations;

Councilmembers Shipman and Rose accepted the friendly amendment.

Roll Call on Motion with Friendly Amendment

7-0 Vote

CITIZENS COMMUNICATIONS

Mr. Fred Dennick discussed the need to approve construction of minor waterline improvements to improve system in area of Northridge Park.

Mr. Donald C. Walden discussed the need to construct minor waterline improvements along Manor Road and Ed Bluestein in order to plat and develop Northridge Park Section 2.

The following people requested to appear and did not: Ms. Linda S. Wiegman, Mr. Jerry L. Harris, and Mr. Marcos deLeon. Mr. Leopold P. Danze withdrew his request to speak.

Ms. Susan Toomey Frost discussed the Edward Tips House and Bohls Homestead.

Mr. Enrique Lopez discussed amendment to Town Lake Corridor boundaries.

Mr. Larry Bloomquist extended an invitation to the Council to attend the Capital City A&M Club's Annual Scholarship Fund Coaches Night Fish Fry on Tuesday July 30, 1985.

Ms. Pauline Gamble discussed kennels in residential areas.

RECESS: Council recessed its meeting at 4 p.m. and resumed its meeting at 4:17 p.m.

PUBLIC HEARING - PUBLIC UTILITY EASEMENT

Mayor Cooksey opened the public hearing set for 3:05 p.m. on the dedication of a 30' permanent Public Utility Easement and a 20' temporary Public Utility Easement through a portion of City's North Bank Lake Front Park.

No one appeared to speak.

Councilmember Shipman asked if the easement is underground. John Moore, Electric Utility, said because of the high voltage the wires cannot be put underground as technology has not developed for that.

Mayor Cooksey asked if all prudent and feasible actions had been taken to preserve the parkland. Mr. Morahan, Public Works Dept., says they have.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, closed the public hearing, approved the dedication of a 30' permanent Public Utility Easement and a 20' temporary Public Utility Easement through a portion of City's North Bank Lake Front Park, without Paragraph 4. (7-0 Vote)

UPPER WILLIAMSON CREEK

Mr. Duncan, Director, Office of Land Development Services, presented the City Manager report on Upper Williamson Creek Area Study. He said the study can be completed by October 4, 1985 and the ordinances could be brought back in December.

Mr. Standerfer, Department of Planning & Growth Management, said they will complete all area ETJ studies by March, which includes seven areas.

Tom O'Meara said he is happy about the study which will make clear what will happen during the planning process.

Tom Ripstock, Oak Hill Neighborhood Association, said the moratorium on zoning would give them time to protect the integrity of their neighborhood until a land use plan is adopted.

Sheryl Stahlmen, representing Windmill Run; Tom Curtis, representing Patton Ranch; both approved a moratorium.

Robert Stanley, Oak Hill, is against the moratorium. John Joseph, representing NPC, asked that some tracts be excluded. Ron Patterson, representing two property owners, asked questions and City Attorney Isham read the ordinance out loud.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance establishing Interim Development Controls for the Upper Williamson Creek Area, including the uplands area as designated on map shown in Council Chamber. (7-0 Vote)

CONSENT RESOLUTIONS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Rose's second, adopted the following resolutions in one consent motion: (7-0 Vote)

Purchase and Option Contracts

Approved a Purchase Contract and Option Contract covering the Southern Pacific Railroad's land and right-of-way from Gladdings through Austin to Llano and Marble Falls. (7-0 Vote)

Real Estate Appraisal

Selected the following real estate appraisal firms to appraise the Southern Pacific and M.K.T. Railroads rights-of-way and approve a professional service contract for railroad related consulting services.

- a. William J, Carter & Associates, Inc. (Real Estate Firm)
- b. Jackson-Cross Company (Real Estate Firm)
- c. Richards and Associates

CIP

Approved a proposed Supplemental Amendment to the Professional Services Agreement between the City of Austin and Tye F. Collins and Associates and Black & Veatch, Inc. for the Onion Creek Outfall and Sludge Line Project for the Water and Wastewater Utility. (\$90,239.00)

Contracts Approved

Approved the following contracts:

- a. GREER CONSTRUCTION COMPANY
Rt. 9, Box 675
Sour Lake, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
East 11th and 12th Street Corridor
Drainage Improvements Phase II,
Public Works Department - Total
\$722,738.17 C.I.P. Nos. 83/60-10,
85/60-03 & 83/22-04
- b. SIEMENS-ALLIS, INC.
12200 Northwest Freeway, Suite 415
Houston, Texas
CAPITAL IMPROVEMENTS PROGRAM -
Thirteen (13) Motor Operators,
Electric Utility Department -
Total \$26,325.00 C.I.P. Nos.
85/16-12, 85/16-11 & 85/16-05
- c. USCO POWER EQUIPMENT CORPORATION
1923 Industrial Way
Birmingham, Alabama
- CAPITAL IMPROVEMENTS PROGRAM -
Air Switches, Electric Utility
Department -Total \$136,446.00
C.I.P. Nos. 85/16-12, 85/16-11 &
85/16-05
- d. POWER SUPPLY OF AUSTIN, INC.
1616 West 5th Street
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
345KV and 138KV Station Class
Surge Arrestors, Electric Utility
Department - Total \$93,300.00
C.I.P. Nos. 85/16-12, 85/16-11,
85/16-05, 85/16-08 & 85/16-14
- e. DON E. PHILLIPS, INC.
8000 Blue Goose Road
Manor, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Davenport Ranch, Phase 5,
Section 1, Electric Utility
Department - Total \$50,779.14
C.I.P. No. 85/15-01

- f. DON E. PHILLIPS, INC.
8000 Blue Goose Road
Manor, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Barton Creek West Block 3,
Electric Utility Department -
Total \$48,255.43 C.I.P. No.
85/15-01
- g. DON E. PHILLIPS, INC.
8000 Blue Goose Road
Manor, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Barton Creek West Block 2,
Electric Utility Department -
Total \$32,522.23 C.I.P. No.
85/15-01
- h. MULTI-AMP CORP.
4271 Bronze Way
Dallas, Texas
- Watthour Meter Test System,
Electric Utility Department
Total \$36,150.00 85-0311-OM
- i. Bid award:
- Large Lamps, Central Stores
Division
Twelve (12) Month Supply Agreements
Total \$112,262.00 85-0307-OM
- (1) AMERICAN LIGHT BULB
8203-H North Lamar
Austin, Texas
- Items 29, 65-70, 72-78 -
\$85,242.00
- (2) GULF COAST ELECTRIC SUPPLY
3207 Polk Avenue
Houston, Texas
- Items 18-22, 25, 27, 28, 30-33,
35, 37-48, 50-59, 61-64, 71 -
\$27,020.00
- j. LABRY COMMERCIAL INTERIORS
4150G Freidrich Lane
Austin, Texas
- Open Office System Furniture,
Library and Public Works Department
Total \$37,752.44
85-0297-DC
- k. LINDSAY OFFICE PRODUCTS, INC.
7521 North Lamar Boulevard
Austin, Texas
- Office Supplies, Office Services
Division
Twelve (12) Month Supply Agreement
Items 1-97 - \$237,265.00
85-0235-GW
- l. BOUND TO STAY BOUND BOOKS, INC.
West Morton Road
Jacksonville, Illinois
- Juvenile Books, Austin Public
Libraries
Twelve (12) Month Supply Agreement
Total \$40,000.00 85-0328-GW

- m. BERGEN BRUNSWIG MEDICAL/SURGICAL INC.
2530 Fairway Park Drive
Houston, Texas
- IV Caths, Infusion Sets,
Tubing Cut Downs and Adapters,
Brackenridge Hospital
Twelve (12) Month Supply Agreement
Estimated total \$45,694.90
BS5-1229
- n. WILLIAM T. STOVER
P. O. Box 19259
Austin, Texas
- Tray Prep Disposables,
Brackenridge Hospital
Twelve (12) Month Supply Agreement
Estimated total Total \$40,490.52
- o. WISMER ASSOCIATES, INC.
22134 Sherman Way
Canoga Park, California
- Investment Accounting and
Analysis Services for the
Retirement Funds and City
Investments, Financial Services
Department
Twelve (12) Month Contract
Total \$51,550.00 85-S720-FW
- p. UNIVERSITY SAVINGS ASSOCIATION
1008 Lavaca Street
Austin, Texas
- Interest Buydown Program for
Residential Energy Loans,
Resource Management Department
Total \$3,000,000.00 85-S463-FW

Boat Slips

Approved requests from Louie's on the Lake to replace 127 existing boat slips, built on piers, extending approximately 217 feet from the shoreline with new docks of the same size and length; and install new riprap.

Swim Course

Approved request from United Race Promotions and Designs to use Lake Austin under the Loop 360 bridge for a swim course in connection with the Lake Austin Triathlon scheduled for August 11, 1985.

1985 Summer Musical Donations

Approved accepting a donation in the amount of \$15,000 from Aetna Life and Casualty Foundation and a donation in the amount of \$5,000 from the T.L.L. Temple Foundation for the 1985 Summer Musical.

Urban Design Task Force

Approved expansion of the Urban Design Task Force.

Board & Commission Policy

Approved a Board and Commission Executive Session Policy.

Property Joint Venture Public Hearing

Reschedule the zoning hearing for Case No. C14-84-473, Town Lake Property Joint Venture for August 1, 1985 at 4:00 p.m.

Item Pulled

Pulled from the agenda consideration of setting public hearing on an ordinance creating an Economic Development Corporation.

ITEM PULLED

Pulled from the agenda was consideration of a resolution approving site development permits for the Vaught Road Professional Building.

HEARINGS SET FOR APPEALS TO COUNCIL

Council set the following public hearings for appeals to Council:

1. Mr. Terry Bray's request for a public hearing on the decision of the Landmark Commission to deny a certificate of appropriateness. C14H-80-023: July 18, 1985 - 4:30 P.M.
2. Mr. Gus J. Zgourides request for a hearing on an appeal of the Planning Commission's decision regarding Case No. SP-85-069, 513-521 M.L.K. Jr. Boulevard and 601-605 M.L.K. Jr. Boulevard: August 1, 1985 at 3:30 p.m.
3. Mr. Charles Haley request for a public hearing on the decision of the Electrical Board to deny master electrician's license: July 25, 1985 at 4:15 p.m.

Council did not set a hearing for the request of Mr. Howard A. Hickman on an appeal of a site plan approval for 20 two bedroom apartments to be built at 3604 Clawson Road. This case had not yet been heard by Planning Commission.

CITY MANAGER REPORTS

City Manager Carrasco announced his report on Energy Conservation Program will be sent in writing, to the Councilmembers.

The report on Fast-Track Program Status Report will be heard on July 18, 1985.

PUBLIC HEARING - DEDICATION OF PARKLAND IN SUBDIVISION PROCESS

MAYOR Cooksey opened the public hearing set for 3:30 p.m. on an amendment to the Subdivision Ordinance requiring dedication of property for parkland or payments in lieu thereof in the subdivision process.

Mary Arnold, Planning Commission, presented a report. Alfred Stanley, representing the Sierra Club, said new subdivisions should have parks. Phyllis Brinkley, Paul Harris, Dick Obenhaust, Della Green, Stephen Rodi, Lee Sloan, Joe Sharp, John Hamilton, Janet Klotz all spoke in favor. Howard Owen, market consultant; and Don Dameron, real estate appraiser, both advised Council to weigh this carefully. Kieth Schulle, attorney representing Builders Association spoke, as did Larry Akers, friends of the Parks, who favors the amendment. Jay Powell spoke about the high cost of land and Miriam Blom spoke on favor of parks.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, closed the public hearing. (7-0 Vote)

Motion Made and Withdrawn

Councilmember Carl-Mitchell made a motion, seconded by Councilmember Shipman to pass the ordinance amendment and add Sierra Club Section as of July 7. The motion was withdrawn when Mayor Pro Tem Trevino asked for two week's delay for further study. He said he wanted to be certain this will not impact low income housing.

Council agreed to bring this back on July 25, 1985.

EXECUTIVE SESSION

Mayor Cooksey announced Council would enter Executive Session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss the following matters; and action, if any, on the matters will be taken during public meeting after the conclusion of the Executive Session:

- (a) Board & Commission Appointments - Section 2, Paragraph g
- (b) Pending Litigation, including but not limited to the following items - Section 2, Paragraph e.
 - (1) Houston Lighting and Power Company, et al v. Brown & Root, et al in Matagorda County, and City of Austin vs. Houston Lighting and Power Company in Travis County - Section 2, Paragraph e.
 - (2) Right-of-Way on North MoPac (Loop 2)

RECESS

Council recessed its meeting at 7 p.m. and resumed its recessed meeting at 8:20 p.m.

PUBLIC HEARING - VACATION OF GLENHILL DRIVE

Mayor Cooksey opened the public hearing set for 3:30 p.m. on vacation of a portion of Glenhill Drive. (Request submitted by Mr. John Dixon.)

Joe Morahan, Public Works, told Council the applicant has worked this out with the neighborhood. The street will remain as it is.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance vacating a portion of Glenhill Drive. (6-0 Vote, Councilmember Rose out of the room.)

ZONING HEARINGS

Mayor Cooksey opened the public hearings on zoning cases. The outcome of each case is listed following the case description.

(1)	-85 CITY OF AUSTIN 110 By Office of Land Development	2138-2668, 2131- 2659 Barton Hills Drive, 2808-2802, 2807-2803 Rockingham Drive, 2814-2802, 2813-2803 Rock Terrace Drive and all of: Horseshoe Bend Cove Ben Cove, Tether Trail, Kassarine Pass, Mt. View Drive, Cathy Cove, Milfoil Cove, Side Cove, Farnsworth Circle, Four Oaks Lane, Matterhorn Lane, Clear Cove, Dipe Cove, Tip Cove, Top Cove, Forest Bend Drive, Down Cove.	From "I-SF-3 To "SF-2" RECOMMENDED <u>GRANTED AS RECOMMENDED</u>
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(On Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, 6-0 Vote, Councilmember Rose abstained because his aide lives in the area.)

- (2) -85 ROBERT F. COFFEE/ 505 Oakland
111 JACK S. CRIER
(On Councilmember Carl-Mitchell's motion, Councilmember
Urdy's second, 7-0 Vote) PUBLIC HEARING CLOSED
From "SF-4"
To "LO"
RECOMMENDED
GRANTED AS RECOMMENDED
 - (3) r-85 3M 10712 R.M. 2222
118 By Jerry L. Harris PUBLIC HEARING CLOSED
(On Councilmember Rose's motion, Councilmember Urdy's
second, 7-0 Vote.) RECOMMENDED
GRANTED AS RECOMMENDED
 - (4) r-85 RICHCREEK 12593 Research
120 ASSOCIATES Boulevard
By Terry Hagood PUBLIC HEARING CLOSED
(On Councilmember Carl-Mitchell's motion, Councilmember
Urdy's second, 7-0 Vote) RECOMMENDED
GRANTED AS RECOMMENDED
 - (5) r-85 CITY OF AUSTIN- Proposed Jester
124 WATER & WASTEWATER Boulevard
DEPT
(On Councilmember Carl-Mitchell's motion, Councilmember
Urdy's second, 7-0 Vote) RECOMMENDED
GRANTED AS RECOMMENDED
 - (6) r-85 WILLIAM R. LEWIS ~~644 Slaughter Lane~~
125 By Tom Curtis 8811 South First
Street P.H. CLOSED
(On Councilmember Carl-Mitchell's motion, Councilmember
Urdy's second, 7-0 Vote) RECOMMENDED (as amended)
GRANTED AS RECOMMENDED
 - (7) r-85 REX D. BOHLS 16420 No. IH 35
138 By Robert C. PUBLIC HEARING CLOSED
Penrose
(On Councilmember Carl-Mitchell's motion, Councilmember
Urdy's second, 7-0 Vote) RECOMMENDED
GRANTED AS RECOMMENDED
 - (8) r-85 NASH PHILLIPS/ 1703, 1704, 1712-
126 COPUS 1718, 1800-1802,
By Kristaponis, 1807-1811 Magazine
Gregory & Assoc. Street, 13200-13204,
13201-13205 Magazine
Cove, 13108-13117,
13112-13226, 13201-
13203, 13200-13210,
13207-13209 Billiem
Drive, 1700-1710, 1701-
1711, 1800-1802,
1801-1809, 1806, 1810-
1812, 1813 Krizan
Avenue, 13200-13204,
13201-13205 Magazine
Cove and other un-
assigned addresses.
RECOMMENDED
PUBLIC HEARING CLOSED
GRANTED AS RECOMMENDED
- (On Councilmember Carl-Mitchell's motion, Councilmember Urdy's second 7-0 Vote)

(9) 8-85 WESTRIDGE FUD FM 2222 @ Grace Lane From "I-AA" 1st H&A
007 By Doug Dune To FUD-Office
RECOMMENDED

PUBLIC HEARING CLOSED, GRANTED AS RECOMMENDED

(On Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, 6-0 Vote, Mayor Pro Tem Trevino abstained due to conflict of interest.)

- (10) r-85 CITY OF AUSTIN 12300 Block Burnet From "I-SF-2"
 151 By Office of Land (FM-1325) To "GR"
 Development RECOMMENDED
 Services PUBLIC HEARING CLOSED, GRANTED AS RECOMMENDED
 (On Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, 7-0 Vote)
- (11) -85 JOHN P. SCHNEIDER 513-521 & 601-605 From "CS"
 133 By Richard T. M.L.K., Jr. Blvd., To "CS-MJ"
 Suttle, Jr. also bounded by RECOMMENDED
 Nueces POSTPONED TO AUGUST 1,
1985 at 4 P.M.
 (On Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, 7-0 Vote)

- (12) -85 R. G. MUELLER, 3507 Lawton From "SF-3"
 115 JR. AND FRANCES To "CS"
 MUELLER RECOMMENDED subject to
 DANFORTH dedication of 35' of
 By James Nias right-of-way from
 centerline of Lawton
 and up to whatever is
 called for in C.I.P. for
 Jefferson and West 35th
 Street, and agreements
 between the Oakmont Heights
 and Bryker Woods Neighbor-
 hood Associations.
PUBLIC HEARING CLOSED, GRANTED AS RECOMMENDED

(On Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, 7-0 Vote)

- (13) -85 JAMES DALE LEE, 4326 & 4330 James From "SF-3"
 123 ET AL Casey & 802 W. St. To "LO"
 By James D. Lee Elmo Road RECOMMENDED subject to
 up to 30' of right-of-
 way from centerline of
 St. Elmo Road and up to
 35' of right-of-way from
 centerline of James Casey
 Street.

PUBLIC HEARING CLOSED, GRANTED AS RECOMMENDED

(On Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, 7-0 Vote)

(14) -85 GEORGIA B. LUCAS 5708-5714 South
131 By Daniel W. Congress Avenue &
Nelson 100-108 Ainsworth

From "I-SF-3"
To "GR"
RECOMMENDED subject to dedication of up to 35' of right-of-way from centerline of Ainsworth, street cut onto Ainsworth accompanied by a "no right turn" sign into the neighborhood, future use of tract (after vacation by current lessee) is to preclude pawn shop and car sales.

PUBLIC HEARING CLOSED & GRANTED AS RECOMMENDED

(On Councilmember Shipman's motion, Mayor Pro Tem Trevino's second,
7-0 Vote)

(15) -85 FIELDS LAND 8900-8930 Manchaca
132 COMPANY Road & 2000-2305
By Johnnie C. Slaughter Lane
Fields, Sr.

From "I-RR"
To "GR"
RECOMMENDED subject to submission of a letter of credit for left turn storage and median breaks on Slaughter and Manchaca and cost participation in intersection improvements on Slaughter and Manchaca based on their pro-rata share of traffic. The required improvements will be determined prior to City Council hearing.

PUBLIC HEARING CLOSED & GRANTED AS RECOMMENDED

(On Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, 7-0 Vote)

(16) -85 PAULA GUTIERREZ 1141 Shady Lane
078

From "I-SF-3 & SF-3"
To "CS"
RECOMMENDED subject to dedication of up to 35' of right-of-way from centerline of Shady Lane and fiscal for road improvements prior to subdivision or issuance of building permit.

PUBLIC HEARING CLOSED & GRANTED AS RECOMMENDED

(On Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, 7-0 Vote,
Councilmember Urdy out of the room.)

- (17) -85 JULIA H. JOSEPH 10503 N. I.H. 35 From "I-SF-2"
024 By Daniel A. To "GR"
Shanahan RECOMMENDED "GR" tied
to proposed use (auto
repair and office),
restricted against
lighted signs.

CLOSED PUBLIC HEARING & GRANTED AS RECOMMENDED

(On Councilmember Rose's motion, Mayor Pro Tem Trevino's second, 7-0 Vote)

- (18) r-85 WESTLAKE OAK 6705 U.S. 290 West From "I-SF-2"
094 HILL INN LTD. To "CS-1 & GR"
By Jean Strope/ RECOMMENDED subject to
HC Associates dedication of up to 60'
right-of-way on Convict
Hill road and reserve
up to 150' of right-of-
way from centerline of
U.S. 290.

CLOSED PUBLIC HEARING & GRANTED AS RECOMMENDED

(On Councilmember Rose's motion, Councilmember Carl-Mitchell's second, 6-0 Vote,
Mayor Pro Tem Trevino out of the room.)

- (19) r-85 CLARK/COPELAND 4810 Spicewood From "I-SF-3"
084 JOINT VENTURE Springs Road To "LO"
By LZT Associates, RECOMMENDED "LO" and
Inc. approve site plan, but
recommend that City
Council consider modifying
the site plan by requir-
ing that the parking lot
be located underneath the
building in order to
reduce the impervious
cover and save trees.
This is with the under-
standing that the
amount of leasable square
footage and amount of
parking spaces will not be
increased.

CLOSED PUBLIC HEARING & GRANTED AS RECOMMENDED

(On Councilmember Carl-Mitchell's motion, Councilmember Rose's second, 6-0 Vote, *and agreed to buy Balcones Area*
Mayor Pro Tem Trevino out of the room.)

(20) r-85 DAVID K. G. CHAN 5718-5810 Martin
 130 By Tom Miller L. King Boulevard
 & 4916-5238 Ed
 Bluestein Boulevard

From "I-SF-3, SF-3 & GR"
 To Trs. 1,2,3,5,8,9, "LI"
 Trs. 4,6 "LO"
 Tr. 7 "IP"

RECOMMENDED subject to agreement between applicant and neighborhood. Conditions: (1) Buffer, (2) Improvements as identified in T.I.A. and (3) Restrictive covenant to prohibit Basic Industry under "LI" as defined in Section 1805. The applicant is to work with Urban Transportation Division of OLDS to determine the cost participation and engineering details of 51st St. and U.S. 183 interchange and any additional roadway improvements.

CLOSED PUBLIC HEARING & GRANTED AS RECOMMENDED

(On Councilmember Urdy's motion, Councilmember Humphrey's second, 7-0 Vote)

(21) -84 CITY OF AUSTIN/ Proposed MoPac and
 376 OLDS and Braker Lane
 By Richard L. Extension
 Ridings

From "I-AA 1st H&A
 To "D" 3rd (LI)
 RECOMMENDED subject to transfer of right-of-way to State Highway Department.

CLOSED PUBLIC HEARING & GRANTED AS RECOMMENDED,
 COUNCIL MUST APPROVE A PDA

(On Councilmember Shipman's motion, Councilmember Rose's second, 7-0 Vote)

(22) r-85 CALLAWAY/COLEMAN/
091 LARRY PEEL
By Donna
Kristaponis

Rear of 4012-4100
Bull Creek Road

From "I-RR"
To "SF-6"

RECOMMENDED subject to:
CLOSED PUBLIC HEARING & GRANTED AS RECOMMENDED

(1) A buffer zone greenspace consisting of 75' along eastern boundary including natural existing vegetation. Construction restricted from destroying existing vegetation, any vegetation destroyed shall be replaced. Buffer zone shall be kept clean of litter; (2) Row of buildings nearest Glengarry and Cresthill Drives shall be two story and two story with lofts. The developer agrees, where possible, to minimize the impact on views from the adjacent property.

(3) The larger units, the minimum of which shall be 1150 sq. ft., located in the right-of-way of buildings closest to Glengarry and Cresthill Drives, with the smallest units covering the remaining project. (4) Attached garages will be used where possible in the building configuration. All detached garages will be enclosed with garage doors and constructed with wood and/or stone with a non reflective roof. (5) The roofing material shall be of a non reflective variety. (6) Lighting shall not reflect or shine on adjacent property. (7) Reduce density limit from 7.5 to 6.5 units per acre. Thereby reducing the total number of units allowed from 180 to 157. (8) No outflow of drainage water onto Cresthill Drive. (9) At least 40 percent of internal site shall retain natural or native vegetation. (10) Trash collectors or dumpsters shall be screened from adjacent property. Trash collectors shall be placed on the buffer zones. (11) Appropriate liaison between the neighborhood and the condominium association. (12) Developer will try to delete the hammerhead located at the end of Cresthill Drive. If unsuccessful, the developer will fence it or take other such action to prohibit people from the project from using it for parking.

(On Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, 7-0 Vote)

- (23) -85 ROOSEVELT TAYLOR, 2609-2613 Wheless From "SF-3"
082 SR. Lane To "SF-5"
By John T. Cappss (as amended)
NO RECOMMENDATION
DENIED

(On Councilmember Rose's motion, Councilmember Carl-Mitchell's second, 6-0 Vote, Councilmember Humphrey out of the room.)

- (24) -85 THOMAS R. REAMES 1609 Ferguson From "I-SF-3"
119 By Donna H. To "GR"
Kristaponis NOT RECOMMENDED

POSTPONED TO JULY 25, 1985 @ 5:30 P.M.

(On Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, 4-3 Vote, Councilmembers Carl-Mitchell, Humphrey and Shipman voted No.)

- (25) r-85 CARILLON VENTURE 8120 Research Blvd. From "CS"
127 By John Huber Suite 110 To "CS-1"
NOT RECOMMENDED
WITHDRAWN
- (26) -84 JERRY A. SMITH 904 West 29th Street From "BB" 1st H&A (MF-2)
353 JR. To "O" 1st H&A (LO)
NOT RECOMMENDED
DENIED

(On Councilmember Shipman's motion, Councilmember Rose's second, 5-0 Vote, Councilmembers Urdy and Carl-Mitchell out of the room.)
Councilmember Carl-Mitchell stated he had a conflict of interest.

- (27) -84 JOHN P. WATSON 12118 Walnut Park From Interim "AA" 1st H&A
444 By Steve Frost Crossing To "BB" 1st H&A (MF-2)
POSTPONED TO AUGUST 8, 1985 @ 7 P.M.

- (28) -84 DANIEL & ANGELA U. 1308 EAST 51st St. Amendment of conditions
239 VALDEZ of zoning.
RECOMMENDED

CLOSED PUBLIC HEARING & GRANTED AS RECOMMENDED

(On Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, (7-0 Vote)

-82 MARINA P.
053 SIFUENTES

619-625 & 629 Radam
Lane

Amendment of Conditions
of Zoning is not Recommended
and RECOMMENDED Amendment
to Restrictive Covenant.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, amended condition of zoning and restrictive covenant. (7-0 Vote)

Motion

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, approved City Council amending the restrictive covenant by not requiring a site plan and delete Paragraph 1. (6-1 Vote, Mayor Cooksey voted No.)

TRANSCRIPT OF DISCUSSION OF MOTION FOLLOWS:

I. ZONING HEARINGS 1. ZONING DISTRICTS 2. AMENDMENT TO CONDITIONS OF ZONING/
RESTRICTIVE COVENANT - b. NOT Recommended by the Planning Commission,
Alternate Recommended -

SHIPMAN: Mayor, I have a motion if you like.

MAYOR: Yes.

SHIPMAN: Or I could give you a history.

MAYOR: At this hour of the evening, I'd rather have a motion.

SHIPMAN: Based on the history, I move that we amend the conditions of the zoning not requiring the site plans.

ROSE: Second.

MAYOR: It's been moved and seconded that the conditions be amended according to the Planning Commission's recommendation. Is that right?

SHIPMAN: That's correct. Well, they recommend deletion of the site plan requirements.

MAYOR: All right. Is there any discussion?

MINASSIAN: Does that mean that the restrictive covenant on the . . . or does that mean that the . . . I guess I don't understand. . .

MAYOR: . . . Let's take that one step at a time. First, we're going to do this part.

MINASSIAN: Oh, okay.

CARL-MITCHELL: That's the Planning Commission . . .

HUMPHREY: Would you repeat the motion?

CARL-MITCHELL: That's the Planning Commission's recommendation?

MAYOR: All right, we're voting now on the

. . .

SHIPMAN: The Planning Commission recommended deletion of the site plan requirements as a condition of zoning.

MAYOR: Just a minute.

. . .

MINASSIAN: Ms. Shipman, may I clarify . .

MAYOR: On 2 of the lots.

SHIPMAN: My . . look, you know, based on the background of this, and based on the fact that no one else submitted site plans as a condition for approval of zoning, I don't think she should have to submit a site plan as a condition of approval of zoning. Because, we have other . . but how do I get there?

MINASSIAN: Okay, then, you're not upholding the Planning Commission

. .

SHIPMAN: Well, that's what I thought and . .

MINASSIAN: May I say what you're doing? You're amending the condition of zoning and the restrictive covenant.

SHIPMAN: Okay, that's what I move.

HUMPHREY: Whoa, I've got a question. Because, I earlier asked the staff whether . . and that was one of the first things I asked whether the other buildings in the area had been able to go forward without a site plan. And, they said no. And, you're saying yes. Which is it?

SHIPMAN: All right, I will show you. The cases all down James Casey did not. This was the first one that came in. And, the Planning Commission after denying earlier requests, and, after requesting the Council close off James Casey when we lost on all of that. Planning Commission recommended 4 years ago that all this area be zoned "LO". It's going to go medical, also.

HUMPHREY: So, why is the staff saying no. I'd like to hear the staff.

MINASSIAN: The response that I gave was, on the properties on Radam. Further south on James Casey, that's correct. The site plans are not required. But immediately north of this tract, site plans have always been required. And, also the property that is zoned "LO" south of this property, a site plan was required.

SHIPMAN: But more recently the cases that have come in, they have not been required.

MINASSIAN: Which is further south.

SHIPMAN: But these are all older cases.

MINASSIAN: Yes.

SHIPMAN: This is still when we were very concerned about what happened with the area. And, we're very concerned about traffic circulation. The streets had not been upgraded. And, you know, . .

URDY: Mayor and Ms. Shipman another thing is that those were under the old zoning ordinance.

SHIPMAN: That's true. That's a valid . .

URDY: We don't eliminate the requirement for site plan. It's just if site plan is a condition of zoning. The site plan still has to be reviewed by site plan.

SHIPMAN: Beside, if anything, it will be tighter, because of compatibility standards.

URDY: Yes . .

SHIPMAN: But, the applicant will not have her zoning held in limbo. That's what it boils down too.

MAYOR: All right, let's . . is there any other discussion of the motion that's currently pending?

SIFUENTES: Does this change the condition of covenants at all?

SHIPMAN: No.

MAYOR: We're not voting on that right now. Just a moment, I'll accept a motion to take such action as required to change the restrictive covenant by the Council, only. But, right now, we're talking about the site plan requirements. That's right. This is half of it. Is there any further discussion? All right. Is there any opposition? Okay. That part of it's done. Now, does somebody want to make a motion to . .

SHIPMAN: So moved.

ROSE: Second.

MAYOR: . . take the action. The action is, under the restrictive covenant that the City Council of Austin, Texas, amend this restrictive covenant by eliminating the site plan requirement, I guess. Is that it? Is that what you want?

SHIPMAN: Correct.

SIFUENTES: That is what I want. But, maybe, we could solve the problem that these 2 owners have. In that if you take that action, I'll be happy to resubmit my . . . whatever plan. . . new site plan, I would have to move my pharmacy and then let the Medical Center South Condo Association approve that or not approve that. And, that way I could do it without coming to public hearing. But, the action and the amendment wouldn't be actually changed unless they approve it. I mean, I have no problem with letting them see it and showing it and taking the final vote. Because, I'm not trying to get a carte blanche to do whatever I want with these 2 properties, I just wanted. . . I mean not have to be here until midnight, again, to move my pharmacy. And, I'll be glad . . . if you take this action to submit the site plan then, to the Condominium Association and not require them to take any action until I have a site plan.

. . . (Too many talking at once)

McCOOL: What the applicant can do then is request that you not amend the restrictive covenant. The restrictive covenant now states that no improvement shall be constructed on the above site property except those indicated on the site plan which is attached. So, when the applicant has a new site plan, she can bring that forward and ask you to amend the restrictive covenant, then.

SIFUENTES: Well, that's what, I guess, I'm trying to get around is not having to bring a site plan here.

CARL-MITCHELL: You have to work it out with the condominium owners.

SIFUENTES: Which I have every intention of doing.

CARL-MITCHELL: Okay, if we were going to take a vote to remove restrictive covenants except to come in for site plan removal, because there's a compatibility . . . So, there's a site plan that you're going to have to come through with. If you had your zoning, but you've got to comply with compatibility. I think . . .

SIFUENTES: That pharmacy depends on those doctors. I mean, I'm not going to do something that is going to upset them about my site plan with the pharmacy, you know. I have to do what makes . . .

MAYOR: Yeah.

ESKEW: Mr. Mayor. This is a misstatement that has just been made about the requirements of submission of the site plan on the compatibility standards. The zoning ordinance, that requirement for site plan submission, only

ESKEW (CONTD.): applies where you have Single Family Residence Zoning either adjacent to or across the street from or within a given distance from. Now, then, with the . . . Mr. Carl-Mitchell as Ms. Shipman has already pointed out there's been such a change in the zoning in that area that the "SF" zoning is not likely to trigger the necessity of a submission of a site plan. And, so, when . . . that occurs there will be no requirement. We have already had this hard experience of . . . terrible nuisance being created out there by Ms. Sifuentes without any . . . leave or anything else. . . notification of the property owners. We had that experience. We would rather place our confidence in the red tape of the City Hall, then to place our properties at the tender mercies of Ms. Sifuentes.

CARL-MITCHELL: If I could make a comment, maybe.

MAYOR: Yeah.

CARL-MITCHELL: There is "SF3" zoning adjacent . . .

ESKEW: Right now.

CARL-MITCHELL: . . . but that will trigger compatibility.

ESKEW: Well, there is right now, but that, of course, is probably going to be changed. Because, it's already been stated that all the other zoning . . .

CARL-MITCHELL: You as a property owner and as an interested citizen has an opportunity of coming down to speak for those zoning cases as they come in.

ESKEW: But, there's not a site plan requirement, if there's no "SF" zoning. And, when this is all "LO" then there will be no site plan requirement. It's only where you got the existence of "SF" zoning in the area that you have a site plan requirement. Isn't that correct, sir?

CARL-MITCHELL I agree, but there's still ample review if there are zoning cases that come in in that area. So, I don't think we lost anything by removing this. And, the way I look at it is there is a penalty because there are other properties that do not require a site plan first.

ESKEW: We look upon this as a loss of anything. This was a restrictive covenant that was voluntarily entered into. We bought the property with that understanding. And, we don't see any reason why the City Council should give away that which we bought.

SIFUENTES: I just want to add one thing. Their building, and their offices wouldn't be there if I had not voluntarily agreed to those conditions. So, in a way it's voluntarily . . . in a way...

MAYOR: Let me . . . just a moment, the way I read this document... Which says, no improvement shall be constructed on the above described property. Which includes Lots 1, 2 and 3 re-subdivision. No improvements shall be constructed on the above described property except those indicated on a site plan heretofore approved by the Austin City Council. A copy of which plan is attached hereto and made a part hereof marked Exhibit A. This is Exhibit A. The only way you can amend this, I take it, this restrictive covenant is to ask us to delete the requirement in paragraph 1. Now, that part requires action by the City Council and by the owners of the above described property. Now, I don't know who the owners of the above described property are. But, we're being asked to amend this document by deleting the provisions of paragraph 1. Now, do we want to do that or not?

. . .

MAYOR: Now, we don't have anything to do with what they do, George. They have to take independent action. Independent of us. Yeah; right.

. . .

MAYOR: That's right. We take our action. Then, they take theirs. All right, is there a motion before us.

SHIPMAN: I said, "So moved."

MAYOR: There is. And, who has seconded it?

. . .

MAYOR: All right. Is there further discussion on the motion?

MAYOR: All right, is there any opposition to the motion? I think I'll register my opposition. I'm probably the only one that does . . . is opposed to it. All right. Register me as opposed. Everybody else for.

PUBLIC HEARING - SKEET AND RIFLE RANGE

Mayor Cooksey opened the public hearing set for 5:00 p.m. on the declaration of the skeet and rifle range operating on the north side of RM 2222 near its intersection with the City park road as a public nuisance.

(COMPLETE TRANSCRIPT OF HEARING IS ON FILE IN THE CITY CLERK'S OFFICE.)

Council stated the hearing will be continued at a later date.

PUBLIC HEARING - AMENDMENT TO THE AUSTIN ROADWAY PLAN RE MOKAN

Mayor Cooksey opened the public hearing set for 7:00 p.m. on an amendment to the Austin Metropolitan Area Roadway Plan to include Mokan Boulevard.

Bill Stockton and Richard Ridings of Public Works Department reviewed the proposal.

Ed Wendler, representing Mokan Association, spoke in favor of the amendment.

Motion

The Council, on Councilmember Rose's motion, Councilmember Carl-Mitchell's second, closed the public hearing, approved the amendment to the Austin Metropolitan Area Roadway Plan to include Mokan Boulevard and accepted the provisions of the Minute Order designating Mokan as a new state highway and supporting the continued development of the Mokan Transportation Corridor. (6-0 Vote, Councilmember Humphrey abstained.)

APPEAL POSTPONED

The appeal set for 7:00 p.m. from Jerry Harris, Case No. C14p-84-109, 12118 Walnut Parks Crossing, was postponed until August 8, 1985 at 7 p.m.

FEES AT PUBLIC POOLS

Councilmember Rose introduced an item to clarify the City policy for setting fees at public pools. He recommends there be no fees for neighborhood pools.

ITEM POSTPONED

Postponed until July 18 is Councilmember Humphrey's item to consider allowing the use of advertising searchlights.

TOWN LAKE CORRIDOR

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance amending Ordinance No. 850502-V, amending the boundaries of the Town Lake Corridor. (6-0 Vote, Councilmember Rose out of the room.)

BOARD & COMMISSION APPOINTMENTS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, approved the following board and commission appointments:

Renaissance Market Commission - Ralph Pacheco Jr., Mary Raker, Karen Campbell and Frances Morey.

Commission for Women - Sharon Ersch

Parks and Recreation Board - Jacquelyn Goodman, Agnes Edwards, Beverly Griffith, Page Graves, Lawrence Britton, Bo Byers, Danny Roth, Elvira Castro.

Environmental Board - Phyllis Brinkley, John Nyfeler, Jack Goodman

MH/MR Board of Trustees - Andrea Bryant

Electric Utility Commission - Merle Moden, Peck Young, Barbara Cilley, Al Fairweather

Resource Management Commission - Robert King, Phyllis McMahon, Brenda Sibley

Employee's Retirement System - Yvonne Gardner, Ken Medders

Solicitation Board - Richard Resnick, Reuben Rountree, Claudia Allen

Cable Commission - Jack Hopper, Mariann Wizard, Rita Starpattern

Citizen's Traffic Safety Commission - George Gustafson, Clyde Lee, William White, David Williams, Elizabeth Sisk

Urban Transportation Commission - Michael Walton, Anne Corn, Roger Baker, Charles Stern

Historic Landmark Commission - Blake Alexander, Phil Creer, Diane Ven Helden, Patti Hall, Jim Fowler

Building Standards Commission - Robert Phillips, Rob Wendt,
Henry Kingemann, Willo Hardin

Neighborhood Revitalization Commission - Charles Sorkin, Karen
McLane, Raymond McCullough, Ron Davis

Community Development Commission - Gloria Arechiga, Kathy Tyler,
Louis Lowe

Ethics Review Commission - Jean Dahlquist, Donna Mobley

Motion

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, appointed William Parr, to the Building Standards Commission; and Robert Davis to Urban Design Task Force. (7-0 Vote)

Motion

The Council, on Councilmember Urdy's motion, Councilmember Shipman's second, appointed Clifton Hill to the Electrical Board; and Norris Carr to the Town Lake Task Force. (7-0 Vote)

EXECUTIVE SESSION

Mayor Cooksey announced Council would go into Executive Session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss the following matters; and action, if any, on the matters will be taken during the public meeting after the conclusion of the Executive Session:

Pending Litigation, including but not limited to the following items - Section 2, Paragraph e.

- (1) Houston Lighting and Power Company, et al v. Brown and Root, et al in Matagorda County, and City of Austin vs. Houston Lighting and Power Company in Travis County..

RECESS AND ADJOURNMENT

Council recessed its meeting at 1:30 a.m. and adjourned its meeting at 2:00 a.m., July 12, 1985.